

Case 3:97-cr-00044-HRH Document 31 Filed 11/19/2007 Page 1 of 4  
U.S. Department of Justice  
United States Marshals Service

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

RECEIVED

PLAINTIFF

UNITED STATES OF AMERICA

NOV 19 2007

COURT CASE NUMBER

3:97-CR-00044 HRH

DEFENDANT

PETER D. GERMAIN CLERK, U.S. DISTRICT COURT

TYPE OF PROCESS

WRIT OF GARNISHMENT

SERVE

NAME OF INDIVIDUAL, COMPANY, CORPORATION, OR SERVICE, AND DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN  
State of Alaska, Department of Revenue, Enforcement Division



AT

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

1016 W. 6th Ave., Ste. 100, Anchorage, AK 99501 Attn: Public Service Dept.

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

Richard L. Pomeroy  
Assistant U.S. Attorney  
222 W. 7th Ave., Rm 253, #9  
Anchorage, AK 99513-7567

Number of process to be served with this Form - 285

1

Number of parties to be served in this case

1

Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

Fold

Fold

Please serve writ to attach debtor's Alaska Permanent Fund Dividend.  
Do not prepare additional USMS Notice of Levy for this writ package.

Receipt #131776

PS 11/19/07 \$1,652.00

Signature of Attorney or other Originator requesting service on behalf of:  
Richard L. Pomeroy, A.U.S.A.

☒ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER  
(907) 271-5071

DATE

5-7-07

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated.  
(Sign only first USM 285 if more than one USM 285 is submitted)

Total Process

1

District of Origin

No. 6

District to Serve

No. 6

Signature of Authorized USMS Deputy or Clerk

DMC

Date

5/8/07

I hereby certify and return that ☒ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Address (complete only if different than shown above)

Date of Service

05/10/07

Time 11:00

am

pm

Signature of U.S. Marshal or Deputy

Archie Arch

Service Fee

45

Total Mileage Charges  
(including endeavors)

Forwarding Fee

Total Charges

Advance Deposits

Amount owed to U.S. Marshal or

Amount of Refund

REMARKS:

RETURNED 11/19/2007  
RECEIVED \$1,652.00  
CHECK # 57780283

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA

Plaintiff,

vs.

PETER D. GERMAIN,

SSN#

DOB: SSN Redacted

DOB Redacted

Defendant,

Case No. 3:97-CR-044

U.S. MARSHALS RETURN ON WRIT OF EXECUTION

I, Randy M. Johnson, United States Marshal for the District of Alaska, do hereby certify and return that a copy of this writ was served on the State of Alaska Permanent Fund Dividend office on **May 10, 2007**, by Deputy U.S. Marshal **Andrew Arnold** and that on **November 16, 2007** this office did receive a State of Alaska Treasury Warrant Check No. **57780283** made payable to the Clerk of Court in the amount of **\$1,652.00**.

I hereby return said check to the U.S. District Court **partially** satisfying this Writ of Execution, dated this **19th** day of **November, 2007** at Anchorage, Alaska.

RANDY M. JOHNSON  
United States Marshal  
District of Alaska

By:

  
Deputy U.S. Marshal

04154

**Notice of Levy  
On Alaska Permanent Fund Dividend  
By a Court Writ**

To: State of Alaska  
Department of Revenue  
Permanent Fund Dividend Division

From: United States Marshals  
222 W. 7<sup>th</sup> Avenue, #28  
Anchorage, AK 99513-7504  
Phone (907) 271-5154

**- For PFD Division Use Only -**  
PFD Server Code

**G0137**

Location \_\_\_\_\_

Priority \_\_\_\_\_

- ☐ Check here if you are adding or correcting information from a previously submitted notice of levy. Date of previous notice \_\_\_\_\_.  
*Highlight information being corrected or added.*

**CASE NUMBER:** 3:97-CR-00044-HRH

Case type must be one of the following:

CI (Civil)  
CN (Child in Need of Aid)  
CP (Children Proceeding)  
CR (Criminal)  
DL (Delinquency)  
DR (Domestic Relations)  
DV (Domestic Violence)  
PR (Probate)  
SC (Small Claims)

YOU ARE HEREBY NOTIFIED that all funds in your possession or under your control belonging to the person identified below, not exceeding the Total Due listed below, is hereby levied upon by the attached writ.

**Judgment Debtor Name:** PETER D. GERMAIN

**AKA or Alias:** \_\_\_\_\_

**Social Security Number:** SSN Redacted

**Date of Birth:** DOB Redacted

**Amount of Writ** \$43,127.93

**Service Fee** \$

**Interest to October 15** \$n/a

**Total Due** \$43,127.93

Service Agent

<p><i>Signature</i></p> <p style="font-size: 1.5em; text-align: center;">[Handwritten Signature]</p>	<p><i>Date</i></p> <p style="font-size: 1.5em; text-align: center;">5/10/07</p>
<p><i>Printed Name</i></p> <p style="text-align: center;">ANDREW ARNOLD</p>	<p><i>Title</i></p> <p style="text-align: center;">DUSM</p>

Funds seized under this Notice of Levy will be forwarded to the Clerk of Court that issued the writ.

Not Negotiable - See important tax information on the back of this form. 00003796

1099-MISC

Case Id: 397CR00044HRH

Payer's Name: State of Alaska  
Federal ID: 92-6001185

Applicant's Name:  
GERMAIN, PETE D

Warrant Issue Date:	11/13/2007	Warrant Amount:	\$1,652.00
Warrant Number:	57780283	CLERK OF COURT	
PFD ALN:	07612102	222 W 7TH AVE #28	
		ANCHORAGE AK 99513	

Funding for PFD dividends comes from:

* Permanent Fund earnings:	
Constitutional dedication of funds	\$591.88
Legislative action:	
Statutory inflation proofing	659.52
Special legislative appropriations	439.68
* Reimbursements to the Dividend Fund	0.00
* Unexpended prior year Dividend Funds	18.96

Total Gross Dividend \$1,710.04

The Total Gross Dividend has been reduced for:

* Medical and Public Assistance hold harmless provisions of AS 43.23.075	-\$21.33
* Legislative appropriation of convicted and incarcerated felon and misdemeanor dividends	-18.98
* Dividend program administrative costs	-12.95
* Prior year dividend obligations	-2.78

Net Dividend \$1,654.00

An individual is not eligible for a dividend when, during all or part of the calendar year immediately preceding that dividend year, the individual was:

- \* sentenced as a result of a felony conviction,
- \* incarcerated as a result of a felony conviction, or
- \* incarcerated as a result of a misdemeanor if the individual was convicted of a prior felony, or two or more prior misdemeanors.

Total funds that would have been paid as 2006 dividends to individuals not eligible under this provision were \$11,469,212.

The legislative purpose for making these individuals not eligible to receive a dividend is to:

- \* obtain reimbursement for some of the costs imposed on the state criminal system relating to incarceration or probation; and
- \* provide funds for services for and payments to crime victims and for grants for the operation of domestic violence and sexual assault programs.

Total funds appropriated for FY 2008 under this purpose are:

* Department of Corrections	\$6,211,400
* Council on Domestic Violence and Sexual Assault	3,789,600
* Violent Crimes Compensation Board	1,067,600
* Office of Victims' Rights	400,600

Total appropriations

\$11,469,200  
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